

000205

101
01/27



COUNCILMEMBER BEN HUESO

City of San Diego
Eighth District

MEMORANDUM

DATE: August 27, 2008
TO: Mayor Jerry Sanders
FROM: Councilmember Ben Hueso *[Signature]*
SUBJECT: Transfer of DIF funds to Memorial pool

I would like to request that \$750,000 from Southeastern Development Impact Fees (DIF) be transferred to Memorial pool.

Thank you for your assistance in this important matter.

Cc: All Councilmembers
Jay Goldstone, Chief Financial Officer
Vicki Burgess, Associate Management Analyst

000207

DOCKET SUPPORTING INFORMATION

CITY OF SAN DIEGO

EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION

DATE:

November 10, 2008

SUBJECT: Memorial Park Swimming Pool Improvements

GENERAL CONTRACT INFORMATION

Recommended Consultant: Not Applicable

Amount of this Action: \$750,000.000

Funding Source: City of San Diego/Developer Impact Fees (DIF)

SUBCONSULTANT PARTICIPATION

There is no subconsultant activity associated with this action.

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity Required:

This action does not authorize entering into any contract or agreement; however, future contracts or agreements associated with this CIP will be subject to the City's Equal Opportunity Contracting (San Diego Ordinance No. 18173, Section 22.2701 through 22.2702) and Non-Discrimination in Contracting Ordinance (San Diego Municipal Code Sections 22.3501 through 22.3517)

ADDITIONAL COMMENTS

This action is to authorize the Auditor and Comptroller to appropriate and expend \$750,000 from CIP# 29-893.0, Miscellaneous Pool Improvements Fund #79511, Southeastern San Diego DIF, for improvements to Memorial Park Swimming Pool.


by MM-J

000209

REQUEST FOR COUNCIL ACTION

CITY OF SAN DIEGO

1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE)290043 101
01/27

TO:

CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):

ENGINEERING AND CAPITAL PROJECTS

3. DATE:

OCTOBER 8, 2008

4. SUBJECT:

MEMORIAL PARK SWIMMING POOL IMPROVEMENTS

5. PRIMARY CONTACT (NAME, PHONE & MAIL STA.)

Samir Mahmalji, 533-5301, MS 908A

6. SECONDARY CONTACT (NAME, PHONE & MAIL STA.)

Darren Greenhough, 533-6600, MS 908A

7. CHECK BOX IF REPORT TO
COUNCIL IS ATTACHED ☒

8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	79511				9. ADDITIONAL INFORMATION / ESTIMATED COST: Total Project Cost \$2,500,000 This request \$ 750,000
DEPT.					
ORGANIZATION					
OBJECT ACCOUNT	9544				
JOB ORDER					
C.I.P. NUMBER	29-893.0				
AMOUNT	\$750,000				

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIGINATING DEPARTMENT	BOEKAMP	10/28/08	9	DEPUTY CHIEF		12/8/08
2	P&R	LOMEPICO	10/30/08	10	COO		
3	EAS	Henrietta P. Tensley	10/6/08	11	CITY ATTORNEY	THOMAS	12/10/08
4	EOCP	Duff B. Ryzek	11/10/08	12	ORIGINATING DEPARTMENT	Samir M.	12/17/08
5	LIAISON OFFICE		11/2/08				
6	CFO/FM		11/24/08		DOCKET COORD:		11/26/08
7	FAC FIN		11/26/08		COUNCIL PRESIDENT		
8	AUDITOR		12/4/08				

11. PREPARATION OF:

☒ RESOLUTION(S)☐ ORDINANCE(S)☐ AGREEMENT(S)☐ DEED(S)

1. Authorizing a \$750,000.00 increase in the Fiscal Year 2009 Capital Improvements Program Budget in CIP# 29-893.0, Miscellaneous Pool Improvements, Fund # 79511, Southeastern San Diego DIF.

2. Authorizing the Comptroller to appropriate and expend \$750,000.00 from CIP# 29-893.0, Miscellaneous Pool Improvements, Fund # 79511, Southeastern San Diego DIF, for improvements to Memorial Park Swimming Pool.

11A. STAFF RECOMMENDATIONS:

Adopt Resolutions

12. SPECIAL CONDITIONS:

COUNCIL DISTRICT(S):

8 (Hueso) and 4 (Young)

COMMUNITY AREA(S):

Southeastern San Diego

ENVIRONMENTAL IMPACT:

The transfer of funding would not be considered a "project" and is therefore not subject to CEQA pursuant to State CEQA Guidelines Section 15060 (c) (3).

HOUSING IMPACT:

None

OTHER ISSUES:

None

EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO

DATE ISSUED: October 8, 2008
ATTENTION: Council President and City Council
ORIGINATING DEPARTMENT: Engineering and Capital Projects
SUBJECT: Memorial Park Swimming Pool Improvements
COUNCIL DISTRICT(S): 8 (Hueso)
CONTACT/PHONE NUMBER: Darren Greenhalgh, 533-6600, MS 908A

REQUESTED ACTION:

Authorizing the Comptroller to appropriate and expend \$750,000.00 from CIP# 29-893.0, Miscellaneous Pool Improvements, Fund # 79511, Southeastern San Diego DIF, for improvements to Memorial Park Swimming Pool.

STAFF RECOMMENDATION:

Approve the resolutions.

EXECUTIVE SUMMARY:

The pool at Memorial Park was built in 1969, and is showing the results of deferred maintenance. The decking is cracked and needs be replaced, the pool equipment is old and inefficient, and the pool itself is leaking. In addition, the facility does not meet current accessibility standards. The community has also expressed interest in increasing the number of swim lanes from six to eight, and providing water recreation opportunities for smaller children.

This CIP was created to provide upgrades to the pool facility at Memorial Park. This action will provide initial funding for project management, and a Professional Consultant to prepare design and construction documents for the pool area.

EQUAL OPPORTUNITY CONTRACTING

This action does not authorize entering into any contract or agreement. Future contracts or agreements associated with this CIP will conform to City's equal opportunity contracting policies. EOC staff will evaluate consultant's or bidder's compliance with contract goals and good faith effort.

FISCAL CONSIDERATIONS:

Total project funding for these improvements is estimated to be \$2,500,000. It is anticipated that any additional non-personnel operating expenses will be off set by greater efficiency of the new equipment.

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

On September 12, 2005, Council approved the application for and expenditure of State of California grant funds for \$250,000 under the *Park Bond Per Capita RZH Block Grant Program* for Miscellaneous Pool Improvements at Memorial Park Pool. (Resolution number R-300807)

000212

The Park and Recreation Department is in the process of requesting transfer of those funds for other uses.

In addition, on December 10, 2001, and again on March 12, 2007, Council entered into a lease agreement with the San Diego Unified School District for the use and rental of City-owned swimming pools including Memorial Park Pool. (Resolution number R-302409 and R-295860)

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

The Memorial Recreation Council has identified and supports the improvements. The program and scope of the improvements will be determined with input from the community and Recreation Council in compliance with Council Policy 600-33, COMMUNITY NOTIFICATION AND INPUT FOR CITY-WIDE PARK DEVELOPMENT PROJECTS.

San Diego Unified School District representatives will be included in the design development of the pool improvements.

STAKEHOLDERS AND PROJECTED IMPACTS:

Memorial Recreation Council

Memorial Park Pool Visitors

San Diego City Schools

Memorial Park Visitors



Patti Boekamp
Director
Engineering and Capital Projects Department



David Jarrell
Deputy Chief Operating Officer
Public Works

000213

The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER

CERTIFICATE OF UNALLOTTED BALANCE

AC 2900436
 ORIGINATING DEPT. NO.: 446

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: \$750,000.00 Fund: 79511

Purpose: To authorize the expenditure of funds from the Southeastern San Diego DIF fund for Miscellaneous Pool Improvements to the Memorial Park Swimming Pool. CIP 29-893.0

Date: December 4, 2008

By: Rob Ruscitto *Rob Ruscitto*
 AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
001	0	79511			9544					\$750,000.00
TOTAL AMOUNT										\$750,000.00

FUND OVERRIDE ☐

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: _____

Vendor: _____

Purpose: _____

Date: _____

By: _____

AUDITOR AND COMPTROLLER'S DEPARTMENT

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

000215

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

A RESOLUTION AUTHORIZING AN INCREASE IN FUNDS
IN CIP NO. 29-893.0 FOR IMPROVEMENTS TO THE
MEMORIAL PARK SWIMMING POOL.

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the Fiscal Year 2009 Capital Improvements Program Budget in CIP No. 29-893.0, Miscellaneous Pool Improvements, Fund No. 79511, Southeastern San Diego DIF, is amended by increasing the budget amount by \$750,000.
2. That the City Comptroller is authorized to appropriate and expend an amount not to exceed \$750,000 from CIP No. 29-893.0, Miscellaneous Pool Improvements, Fund No. 79511, Southeastern San Diego DIF, for improvements to the Memorial Park Swimming Pool.
3. That the transfer of funding would not be considered a "project" and is therefore not subject to California Environmental Quality Act [CEQA] pursuant to State CEQA Guidelines Section 15060(c)(3).

APPROVED: JAN I. GOLDSMITH, City Attorney

By Shannon Thomas
Shannon Thomas
Deputy City Attorney

ST:sc
12/09/08
Aud.Cert.:AC 2900436
Or.Dept:E&CP
R-2009-727

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

000217

(R-2007-125)

YUP

100
3/6/07
LEASE

RESOLUTION NUMBER R- 302409

DATE OF FINAL PASSAGE MAR 12 2007

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A
FIVE-YEAR LEASE AGREEMENT WITH THE SAN DIEGO
UNIFIED SCHOOL DISTRICT FOR USE OF CITY OF SAN
DIEGO SWIMMING POOLS.

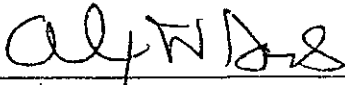
WHEREAS, the City operates swimming facilities, known as Allied Gardens, City Heights, Clairemont, Colina Del Sol, Bud Kearns, Kearny Mesa, Martin Luther King Jr., Memorial, Ned Baumer, Swanson and Tierrasanta Community Pool; and

WHEREAS, the City desires to assist the San Diego Unified School District [District] in making said facilities available for use by participants of District instructional programs NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the Mayor or his representative is authorized to execute, for and on behalf of the City, a five year lease agreement with the San Diego Unified School District for the use and rental of the following City owned swimming pools: Allied Gardens, City Heights, Clairemont, Colina Del Sol, Bud Kearns, Kearny Mesa, Martin Luther King Jr., Memorial, Ned Baumer, Swanson and Tierrasanta Community Pool, under the terms and conditions set forth in the lease agreement on file in the office of the City Clerk as Document No. RR- 302409

BE IT FURTHER RESOLVED, that this activity is exempt from the California Environmental Quality Act [CEQA] pursuant to Section 15061(B)(3), as defined by the State CEQA Guidelines.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By 
Alex W. Sachs
Deputy City Attorney

AWS:pev
08/03/06
Aud.Cert.: N/A
Or.Dept: Park & Rec.
R-2007-125

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 06 2007

ELIZABETH S. MALAND
City Clerk

By 
Deputy City Clerk

Approved: 3.12.07
(date)


JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

R-302409

000219

Passed by the Council of The City of San Diego on MAR 06 2007, by the following vote:

Council Members	Yeas	Nays	Not Present	Ineligible
Scott Peters	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kevin Faulconer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Toni Atkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Brian Maienschein	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donna Frye	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Madaffer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ben Hueso	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 12 2007

AUTHENTICATED BY:

(Seal)

JERRY SANDERS

Mayor of The City of San Diego, California.

ELIZABETH S. MALAND

City Clerk of The City of San Diego, California.

By Mary Zermeno, Deputy

Office of the City Clerk, San Diego, California

Resolution Number R-302409

RESOLUTION NUMBER R-295860

ADOPTED ON DECEMBER 10, 2001

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN
DIEGO APPROVING THE LEASE AGREEMENT WITH THE
SAN DIEGO UNIFIED SCHOOL DISTRICT FOR THE USE
AND RENTAL OF CITY OF SAN DIEGO SWIMMING POOLS.

WHEREAS, the City of San Diego [City] owns and operates swimming facilities commonly known as Allied Gardens Pool; City Heights Pool, Clairemont Pool, Colina Del Sol Pool, Bud Kearns Memorial Pool, Kearny Mesa Pool, Martin Luther King, Jr. Pool, Memorial Pool, Ned Baumer Pool, Swanson Memorial Pool, and Tierrasanta Community Pool [Pool Facilities]; and

WHEREAS, City desires to assist the San Diego Unified School District [District] by making Pool Facilities available for use by participants of District's instructional swimming programs; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, as follows:

1. That the use and rental of eleven City-owned and operated swimming pools by the San Diego Unified School District and the Lease Agreement which establishes the terms and conditions of such use and rental is approved.
2. That the City Manager is authorized to execute, for and on behalf of the City, the five-year Lease Agreement with the San Diego Unified School District, for the use and rental of

000222

those swimming pools. A copy of the Lease Agreement, after being executed by the City Manager, shall be placed on file in the office of the City Clerk as Document No. RR-295860.

APPROVED: CASEY GWINN, City Attorney

By _____
Deborah Engel
Deputy City Attorney

DE:lc
11/09/01
Or.Dept:Pk.&Rec.
Aud.Cert:N/A
R-2002-669
Form=r&t.frm